

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Robert J. DEL PRINCIPE

Serial No.: 10/758,974

Filing Date: 16 January 2004

Title: DISPOSABLE NOVELTY SPORTS
EQUIPMENT

Customer No.: 42419

Group No.: 3711

Examiner:
Steven B. Wong

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed 28 April 2005, Applicant respectfully requests reconsideration of the referenced U.S. Patent Application, particularly in view of the following remarks.

I hereby certify that this correspondence (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

29 AUG 2005

29 AUG 2005
Date

Signature

Serial No.: 10/758,974

Restriction Requirements

Restriction has been required under 35 U.S.C. §121, to one of the following allegedly patentably distinct inventions:

Group I, Claims 1-12, drawn to a novelty sports apparatus; and

Group II, Claims 13-15, drawn to a method of using a novelty sports apparatus.

The Examiner has also identified the following patentably distinct species of the claimed invention:

Species I, the novelty sports equipment as a golf club;

Species II, the novelty sports equipment as a pool cue;

Species III, the novelty sports equipment as a baseball bat; and

Species IV, the novelty sports equipment as a racket.

Election

Applicant elects to prosecute in this U.S. Patent Application the invention of Group I, Claims 1-12, drawn to a novelty sports apparatus.

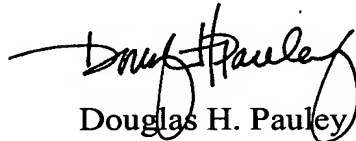
Applicant also elects to prosecute in the referenced U.S. Patent Application Species I, directed to the novelty sports equipment as a golf club. Applicant believes that Claims 1-6 read upon elected Species I.

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Conclusion

Applicants believe that the above Amendment and remarks address each and every issue raised by the Examiner. However, should the Examiner detect any remaining issue, Applicants kindly request the Examiner to contact the undersigned, preferably by telephone, in an effort to expedite examination of this Patent Application.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Douglas H. Pauley", written over a horizontal line.

Douglas H. Pauley
Registration No. 33,295

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